

UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

RESTORATIVE HEALTH SERVICES, INC.,)

Plaintiff,)

v.)

KATHLEEN SEBELIUS, Secretary,)

U.S. Department of Health & Human Services,)

Defendant.)

Civil No. 3:10-cv-1127

Judge Kevin H. Sharp

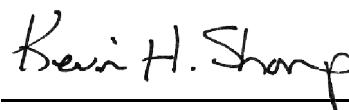
Magistrate Judge Griffin

AGREED ORDER OF DISMISSAL

The parties, Restorative Health Services, Inc., and Defendant Kathleen Sebelius, Secretary, U.S. Department of Health and Human Services, by and through their respective counsel, have informed the Court that all matters between these parties have been settled and compromised. Accordingly, this civil action is hereby DISMISSED against Kathleen Sebelius, Secretary, U.S. Department of Health and Human Services. Said dismissal shall be without prejudice for a period of ninety (90) days, within which the parties may formalize and implement the terms and conditions of their settlement. The dismissal shall be with prejudice ninety (90) days following the entry of this Order on the docket, unless other action is taken by the Court upon the petition of either party.

It is so **ORDERED**.

ENTERED this the ____ day of _____, 2010.



KEVIN H. SHARP

UNITED STATES DISTRICT JUDGE

APPROVED FOR ENTRY:

By: s/Stafford McNamee, Jr. (With permission)

STAFFORD McNAMEE, JR.

B.P.R. No. 003739

Hooper, Zinn & McNamee PLLC

109 Westpark Dr., Ste. 300

Brentwood, TN 37027

Telephone: (615)661-5472

Attorney for Plaintiff

JERRY E. MARTIN

United States Attorney

By: s/ Michael L. Roden

MICHAEL L. RODEN, B.P.R. #010595

Assistant United States Attorney

Middle District Tennessee

110 9th Avenue South, Suite A-961

Nashville, TN 37203

Telephone: (615) 736-5151

Attorneys for the Defendant

Of counsel:

MATTHEW SCOTT WEINER

Attorney

U.S. Dep't of Health and Human Services

7500 Security Blvd.

Baltimore, MD 21244